

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

HOLOGIC, INC., a Delaware corporation; and
CYTYC SURGICAL PRODUCTS, LLC, a
Massachusetts limited liability company,

Plaintiffs,

v.

MINERVA SURGICAL, INC., a Delaware
corporation,

Defendant.

C.A. No. 20-925-JFB-SRF

JOINT MOTION FOR TELECONFERENCE TO RESOLVE DISCOVERY DISPUTE

Plaintiffs Hologic, Inc. and Cytac Surgical Products, LLC (collectively, “Hologic”) and Defendant Minerva Surgical, Inc. (“Minerva”) respectfully move this Court to schedule a teleconference to address outstanding disputes regarding the following discovery matters:

- As Minerva advised the Court in D.I. 57, on January 8, 2021, the Supreme Court granted Minerva’s Petition for a writ of certiorari in *Hologic, Inc. et al v. Minerva Surgical, Inc.*, C.A. No. 15-1031-JFB-SRF (the “First Action”) relating to the assignor estoppel issue. In view of the effects that the Supreme Court’s decision may have on this case, which involves the same patent-in-suit, Minerva will seek to stay this action pending the exhaustion of the appeal process in the First Action. By this motion, Minerva seeks a protective order preventing the depositions of its witnesses (Dave Clapper; Dominique Filloux; Eugene Skalny; and Csaba Truckai) pending resolution of its forthcoming motion to stay this case.

The following attorneys, including at least one Delaware Counsel and at least one Lead Counsel per party, participated in a verbal meet-and-confer by telephone on January 12, 2020:

Delaware Counsel:

- Karen L. Pascale, attorney for Hologic
- Ian Liston, attorney for Minerva

Lead Counsel:

- Marc Cohn, attorneys for Hologic
- Olivia M. Kim, attorneys for Minerva

The parties are available for a teleconference on the following dates:

- Tuesday, January 19, 2021;
- Thursday, January 21, 2021; and
- Friday, January 22, 2021

DATED: January 12, 2021

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